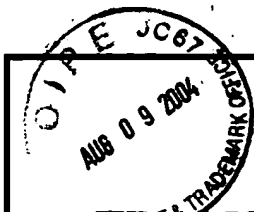


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# TRANSMITTAL FORM

Application Serial Number	10/780,004
Filing Date	February 17, 2004
First Named Inventor	Rowan
Confirmation No.	9566
Group Art Unit	2171
Examiner Name	Not yet assigned
Attorney Docket No.	RVI-003
Patent No.	Not applicable
Issue Date	Not applicable

## ENCLOSURES (check all that apply)

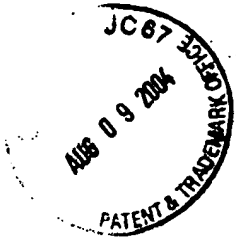
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences
<input type="checkbox"/> Amendment/Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]	<input type="checkbox"/> Formal Drawing(s)	<input type="checkbox"/> Appeal Brief (in triplicate)
<input type="checkbox"/> Petition for Extension of Time	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal	<input type="checkbox"/> Status Inquiry
<input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations	<input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)	<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8
<input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application	<input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8
	<input type="checkbox"/> Small Entity Statement	<input type="checkbox"/> Additional Enclosure(s) (please identify below)
	<input type="checkbox"/> CD(s) for large table or computer program	
	<input type="checkbox"/> Amendment After Allowance	
	<input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	

## CORRESPONDENCE ADDRESS

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125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
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## SIGNATURE BLOCK

Respectfully submitted,  
  
Date: August 5, 2004  
Reg. No.: 46,667  
Tel. No.: (617) 310-8411  
Fax No.: (617) 248-7100  
Robert V. Donahoe  
Attorney for Applicant(s)  
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PATENT  
Attorney Docket No. RVI-003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Rowan et al. CONFIRMATION NO.: 9566  
SERIAL NO.: 10/780,004 GROUP NO.: 2171  
FILING DATE: February 17, 2004 EXAMINER: Not yet assigned  
TITLE: Virtual Data Store Creation and Use

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application. In accordance with the U.S. Patent Office's partial waiver of the requirement under 37 C.F.R. 1.98(a)(2)(i), copies of U.S. patents and published applications are not enclosed. Applicants also wish to make the Examiner aware of the following applications currently pending before the U.S. Patent Office: 10/668,833; 10/778,436; 10/778,561; and 10/799,428.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**

- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or
- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

#### STATEMENT

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

Respectfully submitted,



Robert V. Donahoe  
Attorney for Applicant(s)  
Testa, Hurwitz, & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, Massachusetts 02110

Date: August 5, 2004  
Reg. No.: 46,667

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<b>FORM PTO - 1449</b>  <b>INFORMATION DISCLOSURE STATEMENT</b>	<b>ATTORNEY DOCKET NO.:</b> RVI-003  <b>APPLICANT(S):</b> Rowan et al.  <b>SERIAL NO.:</b> 10/780,004  <b>FILING DATE:</b> February 17, 2004  <b>CONFIRMATION NO.:</b> 9566  <b>GROUP:</b> 2171
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**U.S. PATENT DOCUMENTS**

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	4,814,971	3/21/89	Thatte	364	200	9/11/85
	A2	5,201,044	4/6/93	Frey, Jr. et al.	395	575	4/16/90
	A3	5,235,601	8/10/93	Stallmo et al.	371	40.1	12/21/90
	A4	5,280,611	1/18/94	Mohan et al.	395	600	11/8/91
	A5	5,287,501	2/15/94	Lomet	395	600	7/11/91
	A6	5,325,519	6/28/94	Long et al.	395	575	10/18/91
	A7	5,381,545	1/10/95	Baker et al.	395	575	5/28/92
	A8	5,479,654	12/26/95	Squibb	395	600	3/30/93
	A9	5,729,743	3/17/98	Squibb	395	619	11/30/95
	A10	5,745,906	4/28/98	Squibb	707	203	11/14/95
	A11	5,751,939	5/12/98	Stiffler	395	182.13	11/29/95
	A12	5,764,877	6/9/98	Lomet et al.	395	182.04	9/1/95
	A13	5,787,243	7/28/98	Stiffler	395	182.11	7/2/96
	A14	5,790,773	8/4/98	DeKoning et al.	395	182.04	12/29/95
	A15	5,813,017	9/22/98	Morris	707	204	9/3/96
	A16	5,864,657	1/26/99	Stiffler	395	182.13	11/29/95
	A17	5,893,119	4/6/99	Squibb	707	203	7/22/97
	A18	5,948,110	9/7/99	Hitz et al.	714	6	6/5/95
	A19	6,016,553	1/18/00	Schneider et al.	714	21	6/26/98
	A20	6,061,769	5/9/00	Kapulka et al.	711	162	9/27/95
	A21	6,065,018	5/16/00	Beier et al.	707	202	3/4/98
	A22	6,081,875	6/27/00	Clifton et al.	711	162	5/19/97

<b>FORM PTO - 1449</b>  <b>INFORMATION DISCLOSURE STATEMENT</b>				<b>ATTORNEY DOCKET NO.:</b> RVI-003  <b>APPLICANT(S):</b> Rowan et al.  <b>SERIAL NO.:</b> 10/780,004  <b>FILING DATE:</b> February 17, 2004  <b>CONFIRMATION NO.:</b> 9566  <b>GROUP:</b> 2171				
<b>U.S. PATENT DOCUMENTS</b>								
EXAM. INIT.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE		
	A23	6,148,416	11/14/00	Masubuchi	714	15	5/9/97	
	A24	6,158,019	12/5/00	Squibb	714	13	11/14/97	
	A25	6,199,178 B1	3/6/01	Schneider et al.	714	21	7/15/99	
	A26	6,240,527 B1	5/29/01	Schneider et al.	714	21	11/29/99	
	A27	6,289,357 B1	9/11/01	Parker	707	202	4/24/98	
	A28	6,301,677 B1	10/9/01	Squibb	714	13	9/6/00	
	A29	6,324,548 B1	11/27/01	Sorenson	707	204	7/22/99	
	A30	6,345,346 B1	2/5/02	Biessener et al.	711	162	2/26/99	
	A31	6,539,402 B1	3/25/03	Sorenson et al.	707	202	2/22/00	
	A32	2002/0023199 A1	2/21/02	Biessener et al.	711	162	10/12/01	
	A33	2002/0049883 A1	4/25/02	Schneider et al.	711	100	4/25/01	
	A34	2002/0049950 A1	4/25/02	Loaiza et al.	714	763	1/18/01	
	A35	2002/0156971 A1	10/24/02	Jones et al.	711	114	4/19/01	
	A36	2003/0093444 A1	5/15/03	Huxoll	707	204	11/15/01	
	A37	2003/0115432 A1	6/19/03	Biessener et al.	711	162	12/14/01	
<b>FOREIGN PATENT DOCUMENTS</b>								
EXAM. INIT.	DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
<b>OTHER ART, JOURNAL ARTICLES, ETC.</b>								
EXAM. INIT.	<b>OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)</b>							



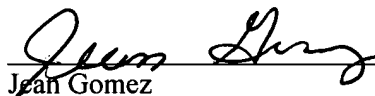
PATENT  
Attorney Docket No. RVI-003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Rowan et al. CONFIRMATION NO.: 9566  
SERIAL NO.: 10/780,004 GROUP NO.: 2171  
FILING DATE: February 17, 2004 EXAMINER: Not yet assigned  
TITLE: Virtual Data Store Creation and Use

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 5<sup>th</sup> day of August, 2004.

  
Jean Gomez

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is/are:

1. Transmittal Form (1 pg.);
2. Information Disclosure Statement (2 pgs.);
3. Form PTO-1449 (2 pgs.); and
4. a return receipt postcard.